

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

# 8

In re PATENT APPLICATION of:

Group Art Unit: To Be Assigned

KOIKE et al.

Examiner: To Be Assigned

COPY

Appln. No.: 09/913,539

Filed: August 15, 2001

FOR: PROCESS FOR THE PRODUCTION OF TERT-BUTYL (E)-(6-[2-[4-(4-FLUOROPHENYL)-6-ISOPROPYL-2-[METHYL (METHYLSULFONYL) AMINO]PYRIMIDIN-5-YL] VINYL] (4R, 6S)-2, 2-DIMETHYL [1, 3 ] DIOXAN-4-YL) ACETATE

Date: December 7, 2001

COMMENTS ON NOTIFICATION OF MISSING REQUIREMENTS

Hon. Commissioner of Patents  
and Trademarks  
Washington, D.C. 20231

Sir:

The Notification of Missing Requirements erroneously notes that this application contains a nucleotide and/or amino acid sequence, and thus requires a "Sequence Listing". Please be advise that this application does not contain a nucleotide and/or amino acid sequence disclosure, and therefore no sequence listing is either possible or required. If the examiner believes there is a sequence disclosure in this application, it is respectfully

KOIKE et al. - U.S. Serial No. 09/913,539

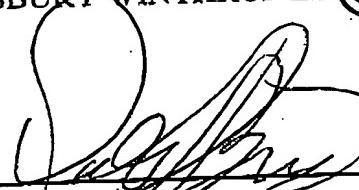
requested that the location thereof be brought to the attention of the undersigned, and appropriate action will be taken at that time.

Respectfully Submitted,

PILLSBURY WINTHROP LLP

COPY

By:

  
Donald J. Bird  
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Pillsbury Winthrop LLP  
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Washington, D.C. 20005-3918  
DJB:mk

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\*\*\* RX REPORT \*\*\*  
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Use 2 postcards for all New Applns. (cont/Div/CIP, too)  
Use this sheet when filing CPA

**COPY**

Appln. No: 09/913,539	Atty: Donald J. Bird/amx
First Inventor: KOIKE et al.	Date: December 7, 2001
	Matter No: 009901
	Client No: 0281528

**ENCLOSED:**

- Response/Amendment     Appendix     Cover Sheet     Cited>Listed Documents  
 Completion Request for R 53(f)/PCT Nat.

# No. of Pages Abstract

# No. of Pages Spec and Claims

# No. of Numbered Claims Only

# No. of Sheets of Drawings (Figs)

1 Set Formal     1 Set Informal     Cover Letter

Declaration     # of pages

Assignment     Cover Sheet

Small Entity Declaration

Extension Petition (PAT-111)

#  No. of Priority Documents

IDS Letter     Cited Appln(s)     Foreign Sch Rep/OA

PTO-1449     Cited Documents

Issue Fee Transmittal Form PTOL-85(b) + (c)

\$  618                  Fee (Check)



**OTHER:**

PCT Completion Form-Filing of Items Late in PCT National Case (in duplicate);  
Copy of Notice of Missing Requirements; Comments on Notification of Missing Requirements

**Current DUE DATE:**

December 15, 2001

(Submit Single Copy Only)

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**Morgan Lewis**  
COUNSELORS AT LAW

**FAX MESSAGE**

**Send To:**

Name: Ms. Barbara Campbell	FAX Number:	703-305-3230
Firm: U.S. Patent & Trademark Office	Telephone Number:	703-305-3631

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**From:**

Name Donald J. Bird	Floor:	Operator Sending:
Telephone Number: 202-739-5320	Time Sent:	Date Sent: February 13, 2002
Number of Pages (INCLUDING COVER PAGE): 5		

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**Note:**

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Comments: Re: Inventor: Koike et al.  
U.S. Serial No.: 09/913,539  
National Phase of PCT/GB00/00481  
Our Reference: 056291-5043

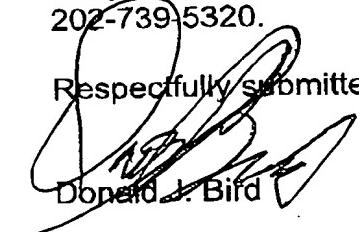
Dear Ms. Campbell:

Pursuant to our telephone discussion today, I am faxing herewith a copy of our Comments on Notification of Missing Requirements, which we filed December 7, 2001, as evidenced by the PTO Mail Room stamped receipt, a copy of which is also attached. Please see the last entry in the "Other" box. These Comments specifically note that there is no sequence in this application on which to file a Sequence Listing. I understand that this facsimile and attachments are all you need to accept the Completion filed in this application, and that we do not need to take any further action with regard to the January 23, 2002 Notification of Defective

Ms. Barbara Campbell  
U.S. Patent and Trademark Office  
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Response. If there are any questions or remaining problems, please call me at the  
202-739-5320.

Respectfully submitted,

  
Donald J. Bird

DJB:mk  
Attachments